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OFFICE OF PETITIONS

In re Patent No. 6,812,042	:
Issue Date: November 2, 2004	:DECISION ON PETITION
Application No. 10/613,993	:UNDER 37 CFR 1.313(c)(2)
Filed: July 8, 2003	:
Attorney Docket No. 312973-P0061	:

This is a decision on the petition under 37 CFR 1.313(c)(2), filed November 12, 2004, to withdraw the above-identified application from issue.

The petition is **DISMISSED as moot**.

The instant petition to withdraw from issue was filed after the issuance of the instant application into a patent. Accordingly, as this case matured into Patent No. 6,812,042 on November 2, 2004, the petition cannot be granted and is dismissed as involving a moot issue.

Since this application has issued, the concurrently filed request for continued examination (RCE) is improper and will not be processed. In view thereof, petitioner may request a refund of the \$790 filing fee submitted.

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Any questions concerning this matter may be directed to the undersigned at (571) 272-3218.

A handwritten signature in cursive script, appearing to read "Frances Hicks".

Frances Hicks
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy